

MICHAEL B. BIGELOW

## **Attorney at Law**

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Attorney for Petitioner

Wade Thornton

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF CALIFORNIA

WADE THORNTON, ) No. CIV. S-03-755 MCE DAD P  
Petitioner )  
v. )  
DIANA BUTLER, Warden )  
Respondent. )

Pursuant to this Court's order of March 9, 2007, undersigned

23 counsel has been requested to represent petitioner in the above  
24 reference matter and has agreed to do so.

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2       By order of the same date this Court has scheduled a status  
3   conference for April 13, 2007, at 10:00 AM and a status report to  
4   be filed fourteen days prior.

5       The parties respectfully request and stipulate that the  
6   status conference be continued until May 11, 2007, or May 25,  
7   2007 for the following reasons: Petitioner's counsel will be in  
8   trial on April 13, 2007 and the first available Friday thereafter  
9   will be May 11, 2007. I will be in the Ninth Circuit on April 19,  
10   2007 and then out of the country until May 7, 2007 and  
11   unavailable on May 17, 2007 due to a previous scheduled activity.  
12   Thus, this request for scheduling the status conference on May  
13   25, 2007 is probably more feasible.

15       I have discussed this request with respondent's counsel and  
16   she has graciously stated no objections and agrees to this  
17   stipulation.

18       Petitioner remains in the custody of the California  
19   Department of Corrections serving his term of sentence.

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2       For all of the above stated reasons, petitioner requests the  
3       status conference be rescheduled to May 25, 2007.  
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5       **IT IS SO STIPULATED**

6       DATED:     March 28, 2007                   /S/MICHAEL B. BIGELOW  
7   Michael B. Bigelow  
8   Attorney for Petitioner  
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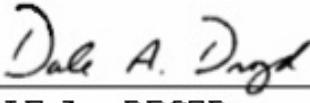
10      DATED:    March 28, 2007                   /S/JUDY KAIDA  
11   Judy Kaida  
12   Attorney for Respondent  
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14       **ORDER**

15      **IT IS HEREBY ORDERED:** That for the reasons stated above and  
16       pursuant to stipulation, the status conference in the above  
17       matter previously scheduled for April 13, 2007 is rescheduled for  
18       May 25, 2007 at 10:00 AM, and that fourteen days prior the  
19       parties will file and serve status reports which address the  
20       matters indicated in this Court's Order of March 9, 2007;

21      **IT IS FURTHER ORDERED:** That Michael B. Bigelow, Esq., shall  
22       be appointed to represent petitioner in the above entitled  
23       matter.

24      DATED: March 30, 2007.

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26     
27   DALE A. DRZD  
28   UNITED STATES MAGISTRATE JUDGE